

Patent *fw*

Attorney Docket No. 895,675-007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

NAIR et al.

Serial No. 10/647,971

Filed: August 25, 2003

For: SYSTEM AND METHOD OF
CHARACTERIZING VASCULAR
TISSUE

Group Art Unit: 3737

Examiner: Francis Jaworski

INFORMATION DISCLOSURE STATEMENTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97–1.98, information relating to the above-identified application is hereby disclosed. The accompanying Form PTO/SB/08A provides a listing of documents that may be relevant to the subject application.

It is requested that the Examiner fully consider the art cited in the accompanying Form PTO/SB/08A, initial the left-most column of the form adjacent each cited reference, and return a copy for Applicants' records. It is further requested that the art be cited on the cover of any patent issuing from the subject application.

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued

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prosecution application filed under § 1.53(d); or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.

This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made. Nor does this statement constitute an admission by Applicants or Applicants' agent that the information provided herein is necessarily prior art to Applicants' invention. Moreover, Applicants reserve the right to establish the patentability of the claimed invention over any of the listed documents should they be applied there-against as references. . Please charge any deficiency or credit any overpayment to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 8/24/05

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STATEMENT BY APPLICANT**

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Sheet 1 of 3

Complete if Known

Application Number	10/647,971
Filing Date	August 25, 2003
First Named Inventor	NAIR et al
Group Art Unit	3737
Examiner Name	Francis Jaworski
Attorney Docket Number	895,675-007

Examiner Initials *	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
	Number	Kind Code ² (if known)		
	5,638,823		Akay	06/17/1997
	6,659,953		Sumanaweera	12/09/2003
	2005/0124881		Kanai	06/09/2005

Examiner Initials *	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T ₈
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	JP	2002-074957		Kanai	03/15/2002	

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				Application Number	10/647,971
				Filing Date	August 25, 2003
				First Named Inventor	NAIR et al
				Group Art Unit	3737
				Examiner Name	Francis Jaworski
				Attorney Docket Number	895,675-007
Sheet	2	of	3		

Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
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